



NORTH DAKOTA
DEPARTMENT *of* HEALTH

NEWS RELEASE

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State Health Department Approves Request To Rescind Outlet Permit

BISMARCK, N.D. – On June 25, 2009, the North Dakota Department of Health approved a request from the North Dakota State Water Commission to rescind the National Pollutant Discharge Elimination (NPDES) Permit for the Devils Lake outlet.

The State Water Commission's request resulted from the recent U.S. Environmental Protection Agency Water Transfer Rule under which certain water-to-water transfers like that of the Devils Lake outlet to the Sheyenne River do not require an NPDES permit under the Clean Water Act. The Department of Health based its decision upon a review of the EPA Water Transfer Rule and a recent 11th Federal Circuit Court of Appeals ruling upholding the EPA rule.

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